

60130-1230  
01MRA0409**REMARKS**

Applicant wishes to thank the Examiner for the detailed remarks. Claims 1, 8 and 12 have been amended. New claims 13-22 are presented. Accordingly, claims 1-22 are pending.

Claims 1 and 5 were rejected under 35 U.S.C. §102(b) as being anticipated by *Roske* (6,139,464.) Applicant respectfully traverses this rejection. *Roske* discloses that the electric motor 1 is attached to the axle. [see *Roske* Figure 1] That is, the motor is attached to the un-sprung mass of which the axle is part. *Roske* fails to disclose an electric motor that is mounted to the vehicle frame as recited in claim 1.

Claims 1-12 were rejected under 35 U.S.C. §103(a) as being unpatentable over *Armington* in view of *Stedman*. As with *Roske*, both *Armington* and *Stedman* teach the electric motor is attached to the un-sprung mass. *Armington* discloses the motor 29 is attached to the axle housing members 1, 2 and 3. *Stedman* discloses that the electric motor 29 is attached to the sub frame 11 which is supported by the suspension system items 16 and 28. [See Figure 2.] Therefore, even if the combination were proper, which it is not, neither reference alone nor in combination disclose that the electric motor is mounted to the vehicle frame as recited in claims 1 and 8.


New claims 13-22 recite further features of the present invention which are neither disclosed nor suggested by the cited references and are thus properly allowable.

Please charge \$36 to Deposit Account No. 50-1482, in the name of Carlson, Gaskey & Olds, for 2 claims in excess of 20. If any additional fees or extensions of time are required, please charge to Deposit Account No. 50-1482.

Applicant respectfully submits that this case is in condition for allowance. If the Examiner believes that a teleconference will facilitate moving this case forward to being issued, Applicant's representative can be contacted at the number indicated below.

Respectfully Submitted,

CARLSON, GASKEY & OLDS, P.C.



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